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Universal periodic review

Report of the Working Group on the Universal Periodic Review*

Timor-Leste

Addendum

Views on conclusions and/or recommendations, voluntary commitments and replies presented by the State under review

* The present document is being issued without formal editing.

1. The Democratic Republic of Timor-Leste welcomes the recommendations made during its Third Universal Periodic Review on 27 January 2022.

2. The following sets out Timor-Leste's responses to the 194 recommendations received during Timor-Leste's review. Timor-Leste supports 186 recommendations and takes note of 8 recommendations. From the 186 recommendations supported, 44 recommendations have been implemented and 142 are currently being implemented.

3. The responses to the recommendations were carefully considered by the Government of Timor-Leste in accordance with the legislative frameworks, policies and programs of the Government and the capacity of the relevant institutions to implement them as well as relevant socio-cultural factors and the perspectives of Timor-Leste's society.

4. In summary, the responses are as follows:

Recommendations that have been supported 116.1, 116.2, 116.3, 116.4, 116.5, 116.6, 116.7, 116.8, 116.9, 116.10, 116.11, 116.12, 116.13, 116.14, 116.15, 116.16, 116.17, 116.18, 116.19, 116.20, 116.21, 116.22, 116.23, 116.24, 116.25, 116.26, 116.27, 116.28, 116.29, 116.30, 116.32, 116.33, 116.34, 116.35, 116.36, 116.37, 116.38, 116.39, 116.40, 116.41, 116.42, 116.43, 116.45, 116.46, 116.47, 116.48, 116.49, 116.50, 116.51, 116.52, 116.53, 116.54, 116.55, 116.56, 116.57, 116.59, 116.60, 116.61, 116.62, 116.63, 116.64, 116.65, 116.66, 116.67, 116.68, 116.69, 116.70, 116.71, 116.72, 116.73, 116.74, 116.75, 116.76, 116.77, 116.78, 116.79, 116.80, 116.81, 116.82, 116.83, 116.84, 116.85, 116.86, 116.87, 116.88, 116.89, 116.90, 116.91, 116.92, 116.93, 116.94, 116.95, 116.96, 116.97, 116.98, 116.99, 116.100, 116.101, 116.102, 116.103, 116.107, 116.108, 116.109, 116.110, 116.111, 116.112, 116.113, 116.114, 116.115, 116.116, 116.117, 116.118, 116.119, 116.120, 116.121, 116.122, 116.123, 116.124, 116.125, 116.126, 116.127, 116.128, 116.129, 116.130, 116.131, 116.132, 116.133, 116.134, 116.135, 116.136, 116.137, 116.138, 116.139, 116.140, 116.141, 116.142, 116.143, 116.144, 116.145, 116.146, 116.147, 116.148, 116.149, 116.150, 116.151, 116.152, 116.153, 116.154, 116.155, 116.156, 116.157, 116.158, 116.159, 116.160, 116.161, 116.162, 116.163, 116.164, 116.165, 116.166, 116.167, 116.168, 116.171, 116.172, 116.173, 116.174, 116.175, 116.176, 116.177, 116.178, 116.179, 116.180, 116.181, 116.182, 116.183, 116.184, 116.185, 116.186, 116.187, 116.188, 116.189, 116.190, 116.191, 116.192, 116.193 and 116.194.

Recommendations that have been noted 116.31, 116.44, 116.58, 116.104, 116.105, 116.106, 116.169 and 116.170.

Ratification of and accession to international human rights instruments

Recommendations supported 116.1, 116.2, 116.3, 116.4, 116.5, 116.6, 116.7, 116.8, 116.9, 116.10, 116.11, 116.12, 116.13, 116.14, 116.15, 116.16, 116.17, 116.18, 116.19, 116.20, 116.21, 116.22, 116.23, 116.24, 116.25, 116.26, 116.27, 116.28, 116.29, 116.30, 116.32, 116.33, 116.34, 116.35 and 116.36

5. Timor-Leste supports these recommendations and reaffirms its commitment to finalize the ratification of the Convention on the Rights of Persons with Disabilities and to ratify the Convention on Indigenous Persons, the Indigenous and Tribal Peoples Convention No. 169 of the International Labour Organization, the International Convention for the Protection of All Persons from Enforced Disappearance, the First Optional Protocol to the International Covenant on Civil and Political Rights, the Optional Protocol to the International Covenant on Economic, Social, and Cultural Rights, and the Optional Protocol to the Convention Against Torture and Cruel Treatment.

Recommendations noted 116.31

6. Timor-Leste takes note of the recommendation and will consider in the future the possibility of ratifying the 1954 Convention relating to the Status of Stateless Persons, the 1961 Convention on the Reduction of Statelessness, the Convention on Cluster Munitions, and the Arms Trade Treaty.

Cooperation with human rights mechanisms and request for technical assistance**Recommendations supported 116.37, 116.38, 116.39, 116.40, 116.41, 116.42, 116.43, 116.45 and 116.47**

7. Timor-Leste supports these recommendations to strengthen cooperation with UN human rights mechanisms regarding the State's reports on international treaties, invitations to the UN special procedures mandate holders, and the drafting of a national action plan on human rights.

Legal, institutional and policy framework**Recommendations supported 116.46, 116.48, 116.49, 116.50, 116.51 and 116.52****Recommendations noted 116.44 and 116.58**

8. Timor-Leste has not yet made a commitment to implement these recommendations now because they are not in accordance with the perspective of Timor-Leste's society.

Equality and non-discrimination**Recommendations supported 116.53, 116.54, 116.55, 116.56 and 116.57**

9. Timor-Leste supports these recommendations to continue strengthening the application of legislation that prohibits discrimination on the basis of different sexual orientations, gender identities, and gender expression and to implement measures to increase the participation of LGBTQI persons in national development.

Human rights and the environment**Recommendations supported 116.59, 116.60, 116.61 and 116.62**

10. Timor-Leste supports these recommendations to continue strengthening efforts and to guarantee the participation of women, children and persons with disabilities and local communities, to continue implementing policies and measures to prevent and combat climate change, and to reduce the risk of natural disasters.

Right to development

Recommendations supported 116.63 and 116.64

11. Timor-Leste is committed to continuing to promote sustainable economic and social development.

Liberty and the security of the person

Recommendations supported 116.65 and 116.66

12. Timor-Leste supports these recommendations to continue guaranteeing the correct application of legal measures set out in the Penal Code on torture and other cruel, inhuman or degrading treatment or punishment, and to draft a roadmap for the prevention of torture.

Good governance and corruption

Recommendations supported 116.67 and 116.68

13. Timor-Leste is committed to continuing efforts to prevent abuse by law enforcement officers as they perform their duties to maintain order whilst respecting human rights.

14. Timor-Leste supports these recommendations to strengthen the efforts of the Anti-Corruption Commission (CAC) and to continue guaranteeing its independence to carry out its functions as stipulated in the law.

Administration of justice and fair trial

Recommendations supported 116.69, 116.70, 116.71, 116.72, 116.73 and 116.74

15. Timor-Leste has strengthened the justice system and provided specialized training to judicial actors to further increase their professional capacity to correctly apply the law in accordance with existing legal procedures and to promote citizens' access to formal justice.

16. Timor-Leste supports these recommendations to continue increasing the capacity of judicial actors to promote the access of all persons to justice and to continue implementing the recommendations of the Commission for Reception, Truth and Reconciliation (CAVR – the Portuguese acronym) and the Commission of Truth and Friendship (CTF) for the rights of victims to justice, truth and reparations.

Fundamental freedoms

Recommendations supported 116.75, 116.76, 116.77, 116.78 and 116.79

17. Timor-Leste is committed to ensuring that new laws will not restrict the enjoyment of the rights of all persons in relation to the freedom of expression and will continue to adhere to the legal provisions and legal norms set out in the Constitution of the Democratic Republic of Timor-Leste.

Human trafficking and contemporary forms of slavery

Recommendations supported 116.80, 116.81 and 116.82

18. Timor-Leste is committed to continuing efforts to provide legislative and programmatic safeguards to protect children from discrimination, child labour, forced labour, human trafficking, sexual trafficking and exploitation including the provision of training to human resources to properly identify victims of human trafficking.

Rights to work

Recommendations supported 116.83 and 116.84

19. Timor-Leste has provided opportunities for education and vocational training to Timorese workers to provide access to services domestically and overseas and to strengthen social policies for those who are disadvantaged economically and socially.

Rights to an adequate standard of living

Recommendations supported 116.85 116.86, 116.87, 116.88 and 116.89, 116.90 and 116.91

20. Timor-Leste continues to promote sustainable economic and social development and is committed to allocating sufficient resources for social programs aiming to improve the standard of living of its population.

Right to health

Recommendation supported 116.92, 116.93, 116.94, 116.95, 116.96, 116.97, 116.98, 116.99, 116.100, 116.101, 116.102 and 116.103

21. Timor-Leste is committed to improving services to access health care facilities and to guaranteeing equal access to good quality health services for all citizens in the national territory.

Recommendations noted 116.104, 6.105 and 116.106

22. Timor-Leste takes note of the recommendations because they are in contradiction with applicable laws.

Right to education

Recommendations supported 116.107, 116.108, 116. 109, 116.110, 116.111, 116.112, 116.113, 116.114, 116.115, 116.116, 116.117 and 116.118

23. Timor-Leste has implemented a national strategic plan for education 2011-2030, has extended the reach of literacy programs and continuation of education for children and adults, and has developed a training policy for teachers.

24. Timor-Leste supports these recommendations to continue investing in human resources and financial resources for education and to improve and re-establish basic school

infrastructures including facilities for clean water and sanitation in schools across the national territory.

Women and girls

Recommendations supported 116.119, 116.120, 116.121, 116.122, 116.123, 116.124, 116.125, 116.126, 116.127, 116.128, 116.129, 116.130, 116.131, 116.132, 116.133, 116.134, 116.135, 116.136, 116.137, 116.138, 116.139, 116.140, 116.141, 116.142, 116.143, 116.144, 116.145, 116.146, 116.147, 116.148, 116.149, 116.150, 116.151, 116.152, 116.153 and 116.154

25. Timor-Leste has promoted the rights and welfare of women through policies and a national action plan on gender equality, has increased women's participation in the political decision-making process, has strengthened the framework of legal measures on gender-based violence, has combatted violence against women, and girls and has strengthened measures to combat domestic violence against women and girls.

26. Timor-Leste supports these recommendations to engage in efforts to further improve the percentage of women within formal work arrangements, to strengthen their capacity to actively participate in supply chains and markets, to further reduce sexual violence and gender-based violence, to further combat gender-based violence and promote gender equality and pay more attention to violence against women and children including violence based on their sexual orientation and gender identity.

Children

Recommendations supported 116.155, 116.156, 116.157, 116.158, 116.159, 116.160, 116.161, 116.162, 116.163, 116.164, 116.165, 116.166, 116.167, 116.168, 116.171, 116.172, 116.173, 116.174, 116.175, 116.176, 116.177, 116.178, 116.179, 116.180 and 116.181

27. Timor-Leste has implemented a policy to strengthen protection for children and has brought child registration services closer to communities in the national territory. In addition, it has continued to combat child marriage and strengthened measures to prohibit the corporal punishment of children.

28. Timor-Leste supports these recommendations to continue implementing a national action plan for children, to combat all violence against children, to reduce the exploitation and discrimination of children, to prevent and eradicate early marriage, to improve malnutrition and food security for children and guarantee that children have access to nutritious foods, to strengthen measures regarding corporal punishment.

Recommendations noted 116.169 and 116.170

29. Timor-Leste has not yet made a commitment to implement these recommendations now because they are considered to be in contradiction with laws and do not reflect the context lived by Timor-Leste's society.

Persons with disabilities

Recommendations supported 116.182, 116.183, 116.184, 116.185, 116.186, 116.187, 116.188, 116.189, 116.190, 116.191 and 116.192

30. Timor-Leste has developed a national framework and strategies to promote the rights of the marginalized including the disabled and has promoted inclusive education and access to public services.

31. Timor-Leste supports these recommendations to strengthen a national action plan for persons with disabilities for the period 2021-2030 and to provide support to ministries responsible for the issues directly related to persons with disabilities and to promote the rights of persons with disabilities, in accordance with the Convention on the Rights of Persons with Disabilities.

Indigenous people

Recommendations supported 116.193

32. Timor-Leste is committed to supporting this recommendation to adopt programs aimed at protecting and revitalizing mother tongues that are at risk of becoming extinct.

Refugee and asylum seekers

Recommendations supported 116.194

33. Timor-Leste is committed to supporting this recommendation to guarantee compliance with non-refoulment principles for asylum seekers to have access to fair and efficient asylum procedures.
